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Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ESTHER SULLEN,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

CASE NO. 4:10-CV-5898-CW

STIPULATION AND ~~PROPOSED~~ ORDER
FOR FIRST EXTENSION OF TIME TO FILE
DEFENDANT'S CROSS-MOTION FOR
SUMMARY JUDGMENT

The parties hereby stipulate through counsel, with the Court's approval as indicated by issuance of the attached Order, that Defendant shall have a first extension of time of 30 days to file his cross-motion for summary judgment.

The extension is being sought due to defendant's counsel's heavy workload during the past month combined with her long-scheduled holiday leave and extended cross-country travel to visit family. In addition, reduced staffing makes reassignment of the case to another attorney an impossibility, as no other attorney is available to take on additional duties. Several senior attorneys have recently left the regional counsel's office and cannot be replaced due to the hiring freeze.

1 Given these constraints, the Commissioner respectfully requests 30 additional days in which to
2 complete the Commissioner's cross-motion for summary judgment. The new due date will be
3 February 6, 2012.

4 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.

5 Respectfully submitted,

6 Dated: January 10, 2012

7 /s/ Tony Arjo
8 (As authorized via e-mail)
TONY ARJO
Attorney for Plaintiff

9 Dated: January 10, 2012

10 BENJAMIN B. WAGNER
United States Attorney

11 /s/ Brenda M. Pullin
12 BRENDAM. PULLIN
13 Special Assistant U.S. Attorney

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16 IT IS SO ORDERED:

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18 Dated: 1/19/2012

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20 CLAUDIA WILKEN
21 United States District Judge
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